AGREEMENT FOR COOPERATION BETWEEN GREENE COUNTY, IOWA, BOONE COUNTY, IOWA, THE CITY OF BEAVER, IOWA, THE CITY OF BOXHOLM, IOWA, THE CITY OF DANA, IOWA, THE CITY OF FRASER, IOWA, AND THE CITY OF PATON, IOWA FOR THE EXECUTION OF A COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT TO EXPAND THE SERVICES OF THE XENIA RURAL WATER DISTRICT, INC. TO THE CITIES OF BEAVER, BOXHOLM, DANA, FRASER, PATON, AND RURAL USERS IN BOONE AND GREENE COUNTIES

This Intergovernmental Cooperation Agreement is adopted and entered in this 18th day of september, 1996 by and between the City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, Boone County , and Greene County, all jurisdictions located within the State of Iowa.

PURPOSE:

Application for Community Development Block Grant Program: The initial purpose of this agreement is to authorize a joint application to the Iowa Community Development Block grant (CDBG) Program by the City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, Boone County, and Greene County. Said application will result in the expansion of the Xenia Rural Water District, Inc. to the City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, and scattered rural users in Boone and Greene Counties.

Execution of Community Development Block Grant program: The ultimate purpose of this agreement, in the event the application to the Iowa CDBG program submitted jointly by the City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, Boone County, and Greene County, is awarded, is to authorize cooperation between these bodies and to establish the responsibilities and procedures for the execution of said CDBG Program.

DURATION:

This agreement shall be in full force and effect upon execution by all parties hereto and the filings and recording thereof as provided by Chapter28E of the Code of Iowa. This agreement shall have a term of three years from the date of execution.

JOINT ACTIVITIES TO BE CONDUCTED:

The activities to be conducted under the terms of this agreement are as follows:

1. Application to Community Development Block Grant Program:

   A joint application to the Iowa CDBG Program will be prepared and submitted to the Iowa Department of Economic Development (IDED). The purpose of this application being to request financial assistance for the expansion of the Xenia Rural Water District, Inc. to include the City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, and scattered rural users in both Boone and Greene Counties. The City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, Boone County, and Greene County will apply for financial assistance on behalf of Xenia Rural Water District, Inc.

2. Execution of Joint CDBG Project:

In the event the application submitted to the Iowa CDBG Program is awarded, the project proposed in said application shall be executed. This project will consist of improvements and expansion of the Xenia Rural Water District, Inc. and connecting the City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, and scattered rural users in Boone and Greene Counties with said rural water district. The Counties and Cities will cooperate fully in the execution of said project.

FINANCING OF JOINT ACTIVITIES:

The joint activities to be completed under the terms of this agreement shall be financed as follows:

1. Preparation of joint CDBG application:

The joint application to the Iowa CDBG Program will be prepared by the West Central I-80 Development Corporation. The cost of the preparation of said application shall be considered a membership service to Xenia Rural Water District, Inc.

2. Execution of joint CDBG project:

Payment of the costs of the joint CDBG project shall be entirely the responsibility of the Xenia Rural Water District, Inc. CDBG grant funds will be received by each city and county prior to payment of costs.

Additional project costs shall be the sole responsibility of the Xenia Rural Water District, Inc., or participating cities.

3. No financial liability for the City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, Boone County, and Greene County.

The City of Beaver, City of Boxholm, City of Dana, City of Fraser, City of Paton, Boone County, and Greene County, do not incur or accept any financial responsibility or liability for any activity engaged in by any party under the terms of this agreement. The primary role for the purposes of this agreement is to serve as an eligible applicant to the Iowa Community Development Block Grant Program on behalf of the Xenia Rural Water District, Inc.

ADMINISTRATION OF JOINT CDBG PROJECT:

1. CDBG Grant Administrator selected:

In the event that the joint application submitted to the Iowa CDBG Program is awarded, Greene County will procure for a grant administrator utilizing the CDBG procurement requirements.

2. Responsibilities of CDBG Administrator:

Said Grant Administrator shall be responsible for assuring that all CDBG Program regulation and requirements are adhered to in the execution of said joint CDBG project. The Grant Administrator shall be responsible to the City Council of Beaver, City Council of Boxholm, City Council of Dana, City Council of Fraser, City Council of Paton, Boone County Board of Supervisors, and the Greene County Board of Supervisors. All reports and other CDBG related documents shall be submitted to these persons for approval by each body. Selection of a CDBG Grant Administrator shall in no way constitute a waiver of ultimate responsibility for compliance with CDBG requirements by the parties to this agreement.

AMENDMENT OF THIS AGREEMENT:

This agreement may be amended by written agreement of all parties hereto. Amendments to this agreement shall be prepared in writing and approved in writing by all parties, said amendments shall be incorporated into this agreement through written amendment signed by all parties. An amendment to this agreement shall be in affect as of the date of the approval of said amendment unless otherwise specified in said amendment.

TERMINATION OF THIS AGREEMENT:

In the event the joint application submitted by the Counties and Cities to the Iowa CDBG Program is not awarded, this agreement may be terminated by the parties hereto. Said termination shall be made by giving thirty (30) days written notice to the other party hereto by certified mail, in which case this agreement shall be deemed terminated.

This agreement may be terminated less than three years after the effective date in the event that project work for the joint CDBG project is completed. In the event the joint CDBG project is fully completed prior to this time, either party may terminate this agreement by giving thirty (30) days notice to the other party hereto by certified mail, in which case, said agreement shall be deemed terminated.

APPROVED THIS 18th **DAY OF** September **, 1996**

Signed: City of Dana, Iowa

Jack Pedersen
Mayor

George Brabbs
City Clerk